

Chairman Vap called the regularly scheduled meeting to order at 10:01 a.m. with Commissioners Boyle, Lowell Johnson, Landis and Vap present and Commissioner Rod Johnson excused at the beginning of the meeting.

GENERAL ADMINISTRATION

Notice was duly published December 6, 2005 on Page 11 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held December 13, 2005 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceeding:

Friday, December 16, 2005:

NG-0012.1 Commission Library. Pre-Hearing Conference. Call in
10:00 Numbers: 471-6000 Lincoln or 888-866-4213 outside of
Lincoln. In the Matter of the Public Alliance for
Community Energy (ACE) seeking additional authority as a
Competitive Natural Gas Provider to serve the entire
state of Nebraska. Commissioner Landis presiding as
Hearing Officer.

COMMUNICATIONS DEPARTMENT

AD-315r In the Matter of Linebarger, Goggan, Blair & Sampson, LLP,
Dallas, Texas, seeking authority to connect an automatic
dialing-announcing device: Motion made by Commissioner Lowell John-
son, seconded by Commissioner Frank Landis, to enter an order Nunc Pro
Tunc to correct an error. Motion passed with Commissioners Anne
Boyle, Lowell Johnson, Frank Landis and Jerry Vap voting AYE and
Commissioner Rod Johnson Excused Not Voting.

AD-329r In the Matter of Linebarger, Goggan, Blair & Sampson, LLP,
Dallas, Texas, seeking authority to connect an automatic
dialing-announcing device: Motion made by Commissioner Lowell John-
son, seconded by Commissioner Frank Landis, to enter an order granting
the application. Motion passed with Commissioners Anne Boyle, Lowell
Johnson, Frank Landis and Jerry Vap voting AYE and Commissioner Rod
Johnson Excused Not Voting.

AD-330r In the Matter of Linebarger, Goggan, Blair & Sampson, LLP,
Dallas, Texas, seeking authority to connect an automatic
dialing-announcing device: Motion made by Commissioner Lowell John-
son, seconded by Commissioner Frank Landis, to enter an order granting
the application. Motion passed with Commissioners Anne Boyle, Lowell
Johnson, Frank Landis and Jerry Vap voting AYE and Commissioner Rod
Johnson Excused Not Voting.

COMMUNICATIONS DEPARTMENT (Cont.)

AD-331r In the Matter of Linebarger, Goggan, Blair & Sampson, LLP, Dallas, Texas, seeking authority to connect an automatic dialing-announcing device: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Frank Landis and Jerry Vap voting AYE and Commissioner Rod Johnson Excused Not Voting.

AD-332 In the Matter of Liberty Point Corporation, Tempe, Arizona, seeking authority to connect an automatic dialing-announcing device: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Frank Landis and Jerry Vap voting AYE and Commissioner Rod Johnson Excused Not Voting.

C-3497 In the Matter of Alltel Communications of Nebraska, Inc., Little Rock, Arkansas, seeking designation as an Eligible Telecommunications Carrier Pursuant to Section 214(e)(2) of the Communications Act of 1934. Frank Landis presiding as Hearing Officer: A protective order was entered and the Commission was informed of the hearing scheduled for February 6, 2006 at 10:00 a.m. and February 7, 2006 at 1:30 p.m. in the Commission Hearing Room, Lincoln.

UNIVERSAL SERVICE FUND

NUSF-37.66 In the Matter of Jeffrey L. Pursley, Director, Universal Service Fund Department, Complainant, vs. Bullseye Telecom, Inc., Respondent. Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis, to enter an order continuing the hearing previously scheduled for December 6, 2005 to January 18, 2006 at 1:30 p.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Frank Landis and Jerry Vap voting AYE and Commissioner Rod Johnson excused not voting.

NUSF-37.70 In the Matter of Jeffrey L. Pursley, Director, Universal Service Fund Department, Complainant, vs. Trinsic, f/k/a Z-Tel Communications, Inc., Respondent. Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis, to enter an order continuing the hearing previously scheduled for December 6, 2005 to January 18, 2006 at 1:30 p.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Frank Landis and Jerry Vap voting AYE and Commissioner Rod Johnson excused not voting.

UNIVERSAL SERVICE FUND DEPARTMENT (Cont.)

NUSF-37.72 In the Matter of Jeffrey L. Pursley, Director, Universal Service Fund Department, Complainant, vs. American Farm Bureau, d/b/a The Farm Bureau Connection, Respondent: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Anne Boyle, to enter an order dismissing the complaint. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Frank Landis and Jerry Vap voting AYE and Commissioner Rod Johnson excused not voting.

NUSF-1/ PO #7 In the Matter of the Commission, on its own motion, seeking to establish guidelines for administration of the Nebraska Universal Service Fund: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to grant permission to Jeff Pursley to approve the 2004 NUSF Carrier Remittance Worksheet Audits agreed upon procedures from ATS Mobile Telephone, Inc. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Frank Landis and Jerry Vap voting AYE and Commissioner Rod Johnson excused not voting.

NUSF-1/ PO #7 In the Matter of the Commission, on its own motion, seeking to establish guidelines for administration of the Nebraska Universal Service Fund: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to grant permission to Jeff Pursley to approve the 2004 NUSF Carrier Remittance Worksheet Audits agreed upon procedures from Nebraska Technology & Telecommunications. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Frank Landis and Jerry Vap voting AYE and Commissioner Rod Johnson excused not voting.

NUSF-2 In the Matter of the Commission, on its own motion, seeking to establish guidelines for the administration of the Nebraska Telephone Assistance Program (NTAP): Jeff Pursley discussed Qwest's NTAP customer credit reimbursements and the Commission discussed having the staff open a rule-making proceeding to add to the NTAP rules.

NUSF-26 In the Matter of the Commission, on its own motion, seeking to establish a long-term universal service funding mechanism: Jeff Pursley reported on year two payments.

NUSF-50 In the Matter of the Commission, on its own motion, seeking to make adjustments to the universal service fund mechanism established in NUSF-26: Commissioner Landis was appointed Hearing Officer.

Commissioner Rod Johnson entered the Commission Hearing Room.

E911 DEPARTMENT

PSAP-037.2 In the Matter of Cass County PSAP, Plattsmouth, seeking approval of additional funding with Wireless E-911 implementation: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

PSAP- In the Matter of Merrick County, Central City, seeking
GISD-011 approval of funding for development of GIS data: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order approving \$13,700 for base map development and \$6,300 for annual GIS maintenance. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

PSAP- In the Matter of Washington County PSAP, Blair, seeking
GISD-012 approval for development of GIS data: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to enter an order approving \$27,400 for base map development and \$6,300 for annual GIS maintenance. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

PSAP- In the Matter of Colfax County PSAP, Schuyler, seeking
GISD-015 approval of funding for development of GIS data: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to enter an order approving \$20,868 for base map development and \$6,300 for annual GIS maintenance. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

PSAP- In the Matter of Dakota County PSAP, South Sioux City,
GISD-016 seeking approval for development of GIS data: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to enter an order approving \$24,064 for base map development and \$6,300 for annual GIS maintenance. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

PSAP- In the Matter of Dawson-Gosper Counties PSAP, Lexington,
GISD-017 seeking approval of funding for development of GIS data: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to enter an order approving \$67,031 for base map development and \$16,500 for annual GIS maintenance. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

E911 DEPARTMENT (Cont.)

PSAP- In the Matter of Furnas County PSAP, Beaver City, seeking
GISD-020 approval of funding for development of GIS data: Motion
made by Commissioner Frank Landis, seconded by Commissioner
Lowell Johnson, to enter an order approving \$12,750 for base map
development and \$6,300 for annual GIS maintenance. Motion passed with
Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis
and Jerry Vap voting AYE.

PSAP- In the Matter of Boyd-Holt Counties PSAP, O'Neill, seeking
GISD-021 approval of funding for development of GIS data: Motion
made by Commissioner Frank Landis, seconded by Commissioner
Lowell Johnson, to enter an order approving \$24,750 for base map
development and \$8,100 for annual GIS maintenance. Motion passed with
Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis
and Jerry Vap voting AYE.

PSAP- In the Matter of Jefferson County PSAP, Fairbury, seeking
GISD-022 approval of funding for development of GIS data: Motion
made by Commissioner Frank Landis, seconded by Commissioner
Lowell Johnson, to enter an order approving \$16,000 for base map
development and \$6,300 for annual GIS maintenance. Motion passed with
Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis
and Jerry Vap voting AYE.

PSAP- In the Matter of Lincoln County PSAP/City of North Platte
GISD-025 Police Department, North Platte, seeking approval of
funding for development of GIS data: Motion made by
Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to
enter an order approving \$6,900 for annual GIS maintenance. Motion
passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson,
Frank Landis and Jerry Vap voting AYE.

PSAP- In the Matter of Antelope County PSAP, Neligh, seeking
GISD-026 approval of funding for development of GIS data: Motion
made by Commissioner Frank Landis, seconded by Commissioner
Lowell Johnson, to enter an order approving \$11,850 for base map
development and \$6,300 for annual GIS maintenance. Motion passed with
Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis
and Jerry Vap voting AYE.

PSAP- In the Matter of Platte County PSAP/City of Columbus,
GISD-027 Columbus, seeking approval of funding for development of
GIS data: Motion made by Commissioner Frank Landis,
seconded by Commissioner Lowell Johnson, to enter an order approving
\$9,550 for base map development and \$8,400 for annual GIS maintenance.
Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod
Johnson, Frank Landis and Jerry Vap voting AYE.

E911 DEPARTMENT (Cont.)

PSAP- In the Matter of Saline County PSAP, Wilbur, seeking
GISD-029 approval of funding for development of GIS data: Motion
made by Commissioner Frank Landis, seconded by Commissioner
Lowell Johnson, to enter an order approving \$20,017 for base map
development and \$6,300 for annual GIS maintenance. Motion passed with
Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis
and Jerry Vap voting AYE.

PSAP- In the Matter of Box Butte County PSAP, Alliance, seeking
GISD-030 approval of funding for development of GIS data: Motion
made by Commissioner Frank Landis, seconded by Commissioner
Lowell Johnson, to enter an order approving \$14,150 for base map
development and \$6,300 for annual GIS maintenance. Motion passed with
Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis
and Jerry Vap voting AYE.

PSAP- In the Matter of Boone County PSAP, Albion, seeking
GISD-040 approval of funding for development of GIS data: Motion
made by Commissioner Frank Landis, seconded by Commissioner
Lowell Johnson, to enter an order approving \$9,950 for base map
development and \$6,300 for annual GIS maintenance. Motion passed with
Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis
and Jerry Vap voting AYE.

PSAP- In the Matter of Polk County PSAP, Osceola, seeking
GISD-044 approval of funding for development of GIS data: Motion
made by Commissioner Frank Landis, seconded by Commissioner
Lowell Johnson, to enter an order approving \$12,550 for base map
development and \$6,300 for annual GIS maintenance. Motion passed with
Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis
and Jerry Vap voting AYE.

Kara Thielen recommended potential appointments to the
Wireless E-911 Advisory Board. Motion made by Commissioner Rod
Johnson, seconded by Commissioner Lowell Johnson, to approve the
appointments. Following discussion, the motion was withdrawn.

NATURAL GAS DEPARTMENT

NG-0012.1 In the Matter of the Public Alliance for Community Energy
(ACE), Lincoln, seeking additional authority as a Competi-
tive Natural Gas Provider to serve the entire state of Nebraska. Com-
missioner Landis presiding as Hearing Officer: Motion made by Commis-
sioner Frank Landis, seconded by Commissioner Lowell Johnson, to enter
an order granting Petitions for Intervention and Notice of Assessment
and schedule a Prehearing Conference for December 16, 2005 at 10:00
a.m. in the Commission Library, Lincoln. Call in numbers are 471-6000
(Lincoln) and 888-866-4213 (locations other than Lincoln). Motion
passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson,
Frank Landis and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT (Cont.)

Laura Demman provided a federal report addressing the Federal Energy Regulatory Commission's Market Manipulation Docket and Rulemaking on the Public Utility Holding Company Act of 2005.

TRANSPORTATION DEPARTMENT

Rate Division

LR-260 In the Matter of Omaha Ambulance Company, Omaha, seeking authority to adjust its rates and charges: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Anne Boyle, to enter an order granting the application as modified. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

LR-261 In the Matter of American Ambulance Company, Omaha, seeking authority to adjust its rates and charges: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Rod Johnson, to enter an order granting the application as modified. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish a fuel surcharge in Nebraska Official Household Goods Tariff 7-F: The fuel surcharge was retained at 50 cents per mile.

GRAIN WAREHOUSE DEPARTMENT

Grain Dealer Division

GD-1315 In the Matter of Stockman's Feed & Supply, Inc., McCook, seeking cancellation of its Grain Dealer License: Application was granted effective November 30, 2005.

GENERAL ADMINISTRATION

Commissioner Landis left the Commission Hearing Room.

Motion made by Commissioner Anne Boyle, seconded by Commissioner Lowell Johnson, to approve the following Commission invoices. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Jerry Vap voting Aye and Commissioner Frank Landis excused not voting.

DAS-Materiel-Office Supplies	\$	897.25
Thomson West		573.92
Donald Gray		621.61
Rod Johnson		292.90

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Lowell Johnson, seconded by Commissioner Rod Johnson, to approve Commission minutes for the month of November 2005. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Jerry Vap voting Aye and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Lowell Johnson, seconded by Commissioner Anne Boyle, to go into closed session to discuss personnel and investigatory matters. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Jerry Vap voting Aye and Commissioner Frank Landis excused not voting. The Commission went into closed session at 10:33 a.m.

Motion made by Commissioner Anne Boyle, seconded by Commissioner Lowell Johnson, to return to open session. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Jerry Vap voting Aye and Commissioner Frank Landis excused not voting. The Commission returned to open session at 10:48 a.m.

Motion made by Commissioner Anne Boyle, seconded by Commissioner Lowell Johnson, to approve the Executive Director's recommendation on a personnel matter. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Jerry Vap voting Aye and Commissioner Frank Landis excused not voting.

The meeting adjourned at 10:50 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson and Vap present and Commissioner Landis excused. The next regularly scheduled meeting will be held on December 20, 2005, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on December 19, 2005.

Chairman

Executive Director